IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE SRI JUSTICE N.V. RAMANA**

**WRIT PETITION NO.20805 of 2004**

Between:

A. Ramanaiah, S/o. Venkataiah,
R/o. Vinjamur Village & Mandal, Nellore District.

**..... PETITIONER**

AND

1 The Assistant Director, Mines & Geology Department,
Government of Andhra Pradesh, Nellore.
2 The Joint Collector, Nellore.
3 The Revenue Divisional Officer, Kavali, Nellore District.
4 The Mandal Revenue Officer, Duttalur Mandal, Duttalur,
Nellore District.
5 The Surveyor, Mines & Geology Department,
Government of Andhra Pradesh, Nellore.

**.....RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, order or direction, more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the Assistant Director, Mines & Geology Department, Government of Andhra Pradesh, Nellore in not considering the representation dated 24-11-2003 submitted by the petitioner is arbitrary, illegal, without jurisdiction and consequently direct the respondents to allot Ac.5.00 cents of land in Sy.No.322 with boundaries East: Government Vacant land; West: Hill; North: Hill; South: HIll of Narrawada Village, Duttalur Mandal, Nellore District for mining purpose to the petitioner.

**Counsel for the Petitioner: MR.CH.C.KRISHNA REDDY**

**Counsel for the Respondents: GP FOR MINES AND GEOLOGY**

**The Court at the stage of admission made the following:**

**ORDER**:

The main grievance of the petitioner in this writ petition is that he made a representation on 24.11.2003 before the 1st respondent-Assistant Director, Mines and Geology Department, Nellore seeking mining lease over an extent of Ac.5.00 cents in Survey No.322 of Narrawada village, Duttalur Mandal, Nellore District, but, so far the same is not being considered. Hence, he filed the present writ petition.

On 11.11.2004, the matter was adjourned to enable the learned Government Pleader to obtain instructions, however, the learned Government Pleader is not in a position to obtain any instructions in the matter.

Heard the learned counsel for the petitioner and learned Government Pleader for Mines and Geology. Both the counsel agreed for disposal of the writ petition at the stage of admission.

Since the representation of the petitioner dated 24-11-2003 for mining lease is said to be pending consideration before the respondents, without going into the merits of the matter, I deem it appropriate to dispose of the writ petition with a direction to the respondents to consider the same and pass appropriate orders thereon in accordance with law, expeditiously, preferably within a period of eight weeks from the date of receipt of a copy of this order.

With the above direction, the writ petition is disposed of at the stage of admission. No costs.

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**(N.V. RAMANA, J)**

Date: 07.12.2004

Nsr

To

1 The Assistant Director, Mines & Geology Department,
Government of Andhra Pradesh, Nellore.
2 The Joint Collector, Nellore.
3 The Revenue Divisional Officer, Kavali, Nellore District.
4 The Mandal Revenue Officer, Duttalur Mandal, Duttalur,
Nellore District.
5 The Surveyor, Mines & Geology Department,
Government of Andhra Pradesh, Nellore.

6 Two CCs to GP for Mines and Geology, High Court of AP, Hyderabad

(OUT)

7 Two CD copies.